

**To:** Milbourn, Cathy[Milbourn.Cathy@epa.gov]; Thomas, Hattie[Thomas.Hattie@epa.gov]; Albano, Emily[Albano.Emily@epa.gov]  
**From:** Emshwiller, John  
**Sent:** Tue 2/11/2014 6:39:01 PM  
**Subject:** FW: WALL STREET JOURNAL QUESTIONS AND POSSIBLE FOIA DOCUMENT REQUEST REGARDING WEST LAKE LANDFILL

Just wanted to make sure you received these questions.

Regards,

John

**From:** Emshwiller, John  
**Sent:** Saturday, February 08, 2014 10:46 AM  
**To:** Milbourn.cathy@epa.gov; thomas.hattie@epa.gov  
**Cc:** 'albano.emily@epa.gov'  
**Subject:** WALL STREET JOURNAL QUESTIONS AND POSSIBLE FOIA DOCUMENT REQUEST REGARDING WEST LAKE LANDFILL  
**Importance:** High

Hattie and Cathy and Emily,

I have some additional questions and a document request following the receipt of documents under an FOIA request (EPA-R7-2014-002244) I made regarding West Lake.

1. I have been told that the review of the West Lake site done by the National Remedy Review Board (NRRB) was at some point changed from a full review to a consultation regarding the site. Is this correct?
2. If the review was changed to a consultation, what was the reason for the change? If such a change was made, at whose direction was it made? When was such a change made?
3. If a NRRB review of West Lake was switched to a consultation is this the first instance that such a change has occurred at the NRRB? If not, please cite the other instances where such a change has happened.
4. Is it true that the report/recommendations from a NRRB review of a site is publicly available and posted on the EPA website?
5. Is it true that a consultation letter (or other consultation document) regarding a site isn't routinely made public and isn't posted on the EPA website?

6. I didn't see any review document listed for West Lake in the Region 7 section of the NRRB webpage. If such a public document exists, I'd like to get a copy.

7. If the NRRB did a consultation on West Lake, I'd like to get a copy of any consultation letter or consultation document issued by the NRRB regarding the site. If necessary, please consider this a request under the Freedom of Information Act.

8. The response to my previous FOIA request (EPA-R7-2014-002244) included a privilege log of documents the EPA said were exempt from release. The log refers to several drafts of documents. Were any these drafts related to a board review as opposed to a board consultation? In other words, were any of these drafts related to a board review?

If you have any questions, please don't hesitate to contact me. Given that these inquiries are related to a possible Wall Street Journal story, I'd appreciate getting responses as quickly as possible.

Thanks and regards,

John

John Emshwiller

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